GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servant — Finance Department — Allegations of corruption against Sri BendiMohanaRao, S/o late Satyanarayana, Senior Accountant, Divisional Sub Treasury, Srikakulam, Srikakulam District — Trapped on 18-11-2014 - Prosecution Sanction Orders — Issued.

FINANCE (ADMN.I) DEPARTMENT

G.O.MS.No. 30 **Dated: 29-02-2016**

ORDER:

Whereas Sri BendiMohana Rao, S/o late Satyanarayana, Senior Accountant, DivisionalSub Treasury, Srikakulam, Srikakulam District worked as such from 03.09.2012 to 18.11.2014. By virtue of the post held by him, he falls within the category of public servant as defined under section 2 (C) of Prevention of Corruption Act-1988 (Central Act-49) of 1988.

2. And whereas the summary of allegations against Sri BendiMohana Rao are that thecomplainant Sri Kareem Khan Farookh was compulsorily retired from service as Forest Section Officer in the year 2005. As his appeal petitions were not considered, he approached the DFO, Srikakulam to settle the gratuity and pension. The DFO, Srikakulam forwarded the pension proposal to AG office. The AG office issued Pension Payment Orders vide letter No. AG (A&E) A.P/P13/11/K-196/SP205/2014-05/2727 dated 22.10.2014 and sent the same to the District Treasury, Srikaulam. The District Treasury, Srikakulam sent the file to the Divisional Sub Treasury Office, Srikakulam for processing on 14.11.2014. On 15.11.2014, Sri Kareem Khan Farookh went to Sub Treasury and met the Senior Accountant Sri B. Mohana Rao. He calculated the pension arrears and gratuity and told that Sri Kareem Khan Farookh would receive upto 5-6 lakhs and demanded him to give 10% of the amount or Rs.50,000/- as bribe to him and other office staff. When Sri Kareem Khan Farookh pleaded that he is facing much problem as there is no income from 2005 and Sri Mohana Rao is firmly stated that till the bribe amount is given, his work would not be done and he would made him to roam around the office and asked him to pay at least Rs.25,000/-. Having no other option, when Sri Kareem Khan Farookh agreed to give the bribe amount, Sri BendiMohana Rao informed that he would get the file ready and asked him to bring the bribe amount on 17.11.2014 morning. On 17.11.2014, when Sri Kareem Khan went to Sub Treasury Office, Sri BendiMohana Rao told him that his file was prepared and asked him whether he brought the proposed bribe amount or not. When Sri Kareem Khan told him that he has no money, Sri BendiMohana Rao threatened him that he will put queries when the file returns from District Treasury after approval. As there is no other option, Sri Kareem Khan requested him that he will give an amount of Rs.10,000/- and the rest amount will be given later. Then Sri Mohana Rao asked him to bring the bribe amount of Rs.10,000/- on 18.11.2014. Sri Kareem Khan was not willing to pay the bribe amount, he submitted a written report to DSP, ACB, Srikakulam Range on 17.11.2014 at 1300 hrs to take action against Sri BendiMohana Rao.

3. And Whereas, after observing the due procedure, the DSP. ACB, Srikakulam Rangeregistered the said report as a case in Cr.No.04/RCT-ACB/SKL/2014 U/Sec 7 of Prevention of Corruption Act, 1988 against Sri BendiMohana Rao, at 1100 hrs on 18.11.2014 and took up investigation and made arrangements to lay trap against Sri BendiMohana Rao.

4. And whereas, during the course of trap on 18.11.2014 at 1300 hrs Sri BendiMohana Rao was trapped in his office when he further demanded and accepted the bribe amount from Sri Kareem Khan with his left hand and kept them in his table right side upper drawer with his right hand.

(P.T.O.)

5. And whereas, during post trap proceedings both hands fingers of BendiMohana Rao, cotton swabs collected from the surface of a paper (Revised life certificate of Smt. DungaSanthi) which came into contact with the tainted amount in the table right side upper drawer were yielded positive results when they were subjected to chemical test. In pursuance of the information given by Sri Mohan Rao, the tainted currency of Rs.10,000/- was recovered from the right side upper drawer of his office table which was kept on revised life certificate of Smt. DungaSanthi. The serial numbers of the recovered currency notes when compared with the serial numbers of currency notes mentioned in pre trap proceedings and they found tallied. The DSP seized the tainted amount, the Revised Life Certificate of Smt. DungaSanthi, cotton swabs, resultant solutions, relevant records and also prepared rough sketch of scene of offence.

6. And whereas, the above said acts of Sri BendiMohana Rao, Senior Accountant, Divisional Sub Treasury, Srikakulam, Srikakulam District constitute the offence punishable under Section 7 and Sub Section (2) of Section 13 read with Clause (d) of Sub Section (1) of Section 13 of the Prevention of Corruption Act-1988 (Central Act 49 of 1988).

7. And Whereas, the Government of Andhra Pradesh, being the competent authority to remove Sri BendiMohana Rao, Sio late Satyanarayana, Senior Accountant, Divisional Sub Treasury, Srikakulam, Srikakulam District from Government service and after fully and carefully examining the material (i.e FIR, Pre & post trap proceedings, statements of witnesses, connected documents, explanation of Sri BendiMohana Rao and final report of DG, ACB etc.,) placed before me, with regard to the said allegations and having regard to the circumstances of the case, considered that Sri BendiMohana Rao, S/o late Satyanarayana, Senior Accountant, Divisional Sub Treasury, Srikakulam, Srikakulam District should be prosecuted in a Court of Law for the above said offences.

8. Now, therefore, in exercise of the powers, conferred by Clause (b) of Sub Section (1) of Section 19 of the Prevention of Corruption Act, 1988, the Government of AP, hereby accord sanction for prosecution of Sri BendiMohana Rao, Senior Accountant, Divisional Sub Treasury, Srikakulam, Srikakulam District for the above said offences punishable under Section 7 and Sub Section (2) of Section 13 read with Clause (d) of Sub Section (1) of Section 13 of the Prevention of Corruption Act-1988 (Central Act-49 of 1988) and for any other cognizable offences punishable under any other provisions of law for the time being in force in respect of the said allegations, in a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MUDDADA RAVI CHANDRA
SECRETARY TO GOVERNMENT(Expr)

To
The Director General,
Anti-Corruption Bureau,
Andhra Pradesh, Hyderabad-34